

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2008 – 12A- F

**DATE OF NOTICE: DECEMBER 2, 2008
12/20**

Note: please refer to the last page of this notice for information regarding your rights and responsibilities pertaining to the Public Notice process and timeframes. Please feel free to contact us with any questions or concerns.
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The Office of Water Quality issues the following NPDES FINAL PERMITS.

MAJOR – RENEWAL

CITY OF TIPTON WWTP, Permit No. IN0021474, TIPTON COUNTY, 909 E Jefferson St, Tipton, IN. This municipal facility discharges 2.0 million gallons per day of treated sanitary, industrial, and combined sewer wastewater into Cicero Creek. Permit Writer: Jason House at 317/233-0470.

MAJOR – MODIFICATIONS

NIPSCO – MICHIGAN CITY GENERATING STATION, Permit No. IN0000116, LAPORTE COUNTY, Michigan City, IN. This industrial permit modification reflects an extension of the schedule of compliance for the new effluent limitations for copper at Outfall 001. Permit Writer: Steve Roush at 317/233-5747.

CITY OF PLYMOUTH WWTP, Permit No. IN0020991, MARSHALL COUNTY, 900 Oakhill Ave, Plymouth, IN. This municipal permit modification reflects a change to the CSO LTCP controls from storage basins to in-line storage. Permit Writer: Todd Trinkle at 317/234-1003.

CITY OF TELL CITY WWTP, Permit No. IN0021016, PERRY COUNTY, 1123 5TH St, Tell City, IN. This municipal permit modification reflects the 5 year CSO LTCP implementation schedule into Attachment A. Permit Writer: Todd Trinkle at 317/234-1003.

CITY OF WARSAW WWTP, Permit No. IN0024805, KOSCIUSKO COUNTY, 794 W Center St, Warsaw, IN. This municipal permit modification reflects changes to the CSO LTCP control alternative & implementation schedule in Attachment A. Permit Writer: Todd Trinkle at 317/234-1003.

CITY OF WASHINGTON WWTP, Permit No. IN0025658, DAVIESS COUNTY, 169 S 200 W, Washington, IN. This municipal permit modification reflects the approval of the CSO LTCP implementation. Permit Writer: Todd Trinkle at 317/234-1003.

MINOR – RENEWALS

TOWN OF CONVERSE WWTP, Permit No. IN0039888, MIAMI COUNTY, 12497 S 1000 E, Converse, IN. This municipal facility discharges 0.3 million gallons per day of treated sanitary wastewater into Little Pipe Creek. Permit Writer: Bill Stenner at 317/233-1449.

COUNTY LINE MHP WWTP, Permit No. IN0038962, GRANT COUNTY, 11880 S CR 100 E, Fairmount, IN. This semi-public facility discharges 0.0186 million gallons per day of treated sanitary wastewater into Back Creek. Permit Writer: John Donnellan at 317/234-0865.

JACKSON HEIGHTS MHP WWTP, Permit No. IN0048763, SCOTT COUNTY, 1552 N Boatman Rd, Scottsburg, IN. This semi-public facility discharges 0.0105 million gallons per day of treated sanitary wastewater into Honey Run Creek. Permit Writer: John Donnellan at 317/234-0865.

APPEAL PROCEDURES FOR FINAL PERMITS

The Final Permits are available for review & copies at IDEM, Indiana Government Center, North Bldg, 100 N Senate Ave, Indianapolis, IN, Rm 1203, Office of Water Quality/NPDES Permit Section, from 9 – 4, M - F (copies 10¢ per page). Each Final Permit is available at the respective, local County Health Department. **Please tell others you think would be interested in this matter.** Regarding your rights and responsibilities pertaining to the Public Notice process and timeframes, please refer to IDEM websites: <http://www.in.gov/idem/5474.htm> and IDEM Permit Guide (Public Participation): <http://www.in.gov/idem/4172.htm>.

APPEAL PROCEDURE: Any person affected by the issuance of the Final Permit may appeal by filing a **Petition for Administrative Review** with the Office of Environmental Adjudication **within** eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting the appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

TIMELY FILING: The **Petition for Administrative Review** must be received by the Office of Environmental Adjudication (OEA) **within** 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. The **Petition for Administrative Review** represents a request for an Adjudicatory Hearing; therefore it must include the following information:

- **state the name and address** of the person making the request;
- **identify the interest** of the person making the request;
- **identify any persons represented** by the person making the request;
- **state specifically the reasons** for the request;
- **state specifically the issues proposed for consideration** at the hearing;
- **identify the Final Permit Rule terms and conditions** which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the **Petition for Administrative Review** desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a **Petition for Stay** must be included in the appeal request, identifying those parts to be stayed. All Petitions must be mailed or delivered, within the timeframe noted above, to the following address:

**Environmental Law Judge
Office of Environmental Adjudication (OEA)
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204
317/232-8591.**

STAY TIME FRAME: If the Petition(s) is filed **within** eighteen (18) days of the date of this Public Notice, the effective date of any part of the permit, within the scope of the **Petition for Stay** is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

HEARING NOTIFICATION: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the **Petition for Administrative Review**. The **Petition for Administrative Review** must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the **OEA at 317/232-8591**.